AO 472 (Rev. 3/86) Order of Detention Pending Trial

UNITED STATES DISTRICT COURT BS DISTRICT OF BY THE ACT OF DISTRICT OF A THE ACT OF A THE DISTRICT OF A		UNITED	STATES DISTRIC	T COURT U.S. DISTRICT COURT	
UNITED STATES OF AMERICA  V.  GRIDER OF DETERTITION PENDING TRIVERS  Losse Number: 4:06CR3174  Case Number: 4:06CR3174  In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention bearing been held. I conclude that the following facts require the detention of the defendant pending trial in this case.  Part I—Findings of Fact  (I) The defendant is charged with an offense described in 18 U.S.C. § 3142(f)) and has been convicted of a decreal offense state or local offense that would have been a federal offense if a circumstance giving rise to federal jurisdiction had existed that is defense of volcine as defined in 18 U.S.C. § 3156(a)(b) an offense for which the maximum sentence is life imprisonment or death.  a felony that was committed after the defendant had been convicted of two or more prior federal offenses described in 18 U.S.C. § 3142(f)(f)(A)-(C), or comparable state or local offenses.  3142(f)(f)(A)-(C), or comparable state or local offenses.  A period of not more than five years has elapsed since the defendant was on release pending trial for a federal, state or local offenses.  A period of not more than five years has elapsed since the defendant was on release pending trial for a federal, state or local offense.  A period of not more than five years has elapsed since the defendant was on release pending trial for a federal, state or local offense.  A period of not more than five years has elapsed since the defendant was on release pending trial for a federal, state or local offense.  A period of not more than five years has elapsed since the defendant was on release pending trial for a federal, state or local offense.  A period of not more than five years has elapsed since the defendant was not release pending trial for a federal, state or local offense.  A period of not more than five years has elapsed since the defendant has not release pending trial for a federal offense settle of the defendant was not release pending trial for the defendant was not release pending trial for a federal o			District of	NEBRASKA	
EDWIN ROCAEL HERRERA-LARIOS  Dofination In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention hearing has been held. I conclude that the following facts require the detention of the defendant pending trial in this case.  Part I—Findings of Fact  (I) The defendant is charged with an offense described in 18 U.S.C. § 3142(f) and has been convicted of a federal offense state or local offense that would have been a federal offense in 18 U.S.C. § 3142(f) and has been convicted of a federal jurisdiction had existed that is a crime of volence as defined in 18 U.S.C. § 3156(a)(4) an offense for which the maximum senience is life imprisonment or death an offense for which the maximum senience is life imprisonment or death an offense for which the maximum senience is life imprisonment or death an offense for which the maximum senience is life imprisonment or death an offense for which the maximum senience is life imprisonment or death	UNIT	ΓED STATES OF AMERICA			
EDWIN ROCAEL HERRERA-LARIOS  Dofendant In accordance with the Bail Reform Act, 18 U.S.C. § 3142(f), a detention hearing has been held. I conclude that the following facts require the detention of the defendant pending trial in this case.  Part I—Findings of Fact  (I) The defendant is charged with an offense described in 18 U.S.C. § 3142(f) and has been convicted of a   federal offense   state or local offense that would have been a federal offense in reformantiation giving rise to federal jurisdiction had existed that is   a crime of violence as defined in 18 U.S.C. § 3156(a)(4)   an offense for which the maximum senience is life imprisonment or death.   an offense for which the maximum senience is life imprisonment or death.   an offense for which the maximum senience is life imprisonment or death.   an offense for which the maximum senience is life imprisonment or death.   an offense for which the maximum senience is life imprisonment or death.   an offense for which the maximum senience is life imprisonment or death.   an offense for which the maximum senience is life imprisonment or ferror parts of the offendant for which the maximum senience is life imprisonment or ferror parts of the offendant for which a maximum term of imprisonment of the offendant was no release pending trial for a federal, state or local offenses.   3142(f)(1)(A)-(C), or comparable state or local offenses described in finding (f).   4 principle of the offendant was not release of the defendant from imprisonment for the vesting of finding (f).   5 principle of the offendant is a release of the offendant and the comparable of the offendant is a release of the defendant has committed in flexible presumption of condition or combination of conditions will reasonably assure the appearance of the defendant			ORDER	OF DETENTION PRODUCTORINGON	
In accordance with the Bail Reform Act, 18 U.S.C. § 3142(ft), a detention hearing has been hold. I conclude that the following facts require the detention of the defendant pending trial in this case.  Part I—Findings of Fact    (1) The defendant is charged with an offense described in 18 U.S.C. § 3142(ft)) and has been convicted of a   federal offense   state or local offense that would have been a federal offense for a circumstance giving rise to federal jurisdiction had existed that is   a crime of violence as defined in 18 U.S.C. § 3156(a)(4).   an offense for which the maximum sentence is life imprisonment of ten years or more is prescribed in   a felony that was committed after the defendant had been convicted of two or more prior federal offenses described in finding (1) was committed offenses.   3 142(ft)(1)(A)(C), or comparable state or local offenses.   4 142(ft)(1)(A)(C), or comparable state or local offenses.   5 142(ft)(1)(A)(C), or comparable state or local offenses.   6 143(ft)(1)(A)(C), or comparable state or local offenses.   6 143(ft)(1)(A)(C), or comparable state or local offenses.   7 142(ft)(1)(A)(C), or comparable state or local offenses.   8 142(ft)(1)(A)(C), or comparable state or local offenses.   8 142(ft)(1)(A)(C), or comparable state or local offenses.   9 142(ft)(1)(A)(C), or comparable state or local offenses.   9 142(ft)(1)(A)(C), or comparable state or local offenses.   1 152(ft)(1)(A)(C), or comparable state or local offenses.   1 152(ft)(1)	EDWIN	ROCAEL HERRERA-LARIOS	Case Number	: 4:06CR3174	
(1) The defendant is charged with an offense described in 18 U.S.C. \$142(f)(1) and has been convicted of a	In accordar	nce with the Bail Reform Act, 18 U.S.C. §	3142(f), a detention hearing has b	een held. I conclude that the following facts require the	
On The defendant is charged with an offense described in 18 U.S.C. § 3142(D)(I) and has been convicted of a   federal offense   state or local offense has would have been a federal offense if a circumstance giving rise to federal jurisdiction had existed   state or local offense for which he maximum sentence is life imprisonment or death.   an offense for which a maximum term of imprisonment of fen years or more is prescribed in   a felony that was committed after the defendant had been convicted of two or more prior federal offenses described in finding (I) was committed while the defendant was on release pending trial for a federal, state or local offenses.   3142(D)(I)(A)-IC), or comparable state or local offens	action of the	detendant pending that in this case.	Part I—Findings of Fact		
\$ 3142(ft)(A)-(C), or comparable state or local offenses.  (2) The offense described in finding (1) was committed while the defendant was on release pending trial for a federal, state or local offense.  (3) A period of not more than five years has clapsed since the	or loca □ a □ ar	al offense that would have been a federal or crime of violence as defined in 18 U.S.C. In offense for which the maximum sentence	bed in 18 U.S.C. § 3142(f)(1) and offense if a circumstance giving ris § 3156(a)(4).  e is life imprisonment or death.	e to federal jurisdiction had existed that is	
\$ 3142(ft)(A)-(C), or comparable state or local offenses.  (2) The offense described in finding (1) was committed while the defendant was on release pending trial for a federal, state or local offense.  (3) A period of not more than five years has clapsed since the	∏ a:	felony that was committed after the defend	dant had been convicted of two or	more prior federal offenses described in 18 U.S.C.	
Coverment, to the consultation of the consultation sately of (an) other person(s) and the community. In further find that the defendant has not rebutted this presumption.    Coverment, to the case of the coverage of the contraction of the United States of an appearance of the custody of the custody of the Automey General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant is committed to the custody of the corrections or being held in custody pending appeal. The defendant is committed to the custody of the Automey General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an appearance in connection with a court proceeding.    December 19, 2006   Date   David L. Piester, U.S. Magistrate Judge   December 19, 2006   Date   David L. Piester, U.S. Magistrate Judge   Devember 19, 2006   Date   David L. Piester, U.S. Magistrate Judge   David L. Piester, U.S.	§ 3142(f)(1)(A)-(C), or comparable state or local offenses.  (2) The offense described in finding (1) was committed while the defendant was on release pending trial for a federal, state or local offense.  (3) A period of not more than five years has elapsed since the date of conviction release of the defendant from imprisonment for the offense described in finding (1).				
There is probable cause to believe that the defendant has committed an offense   for which a maximum term of imprisonment of ten years or more is prescribed in   under 18 U.S.C. § 924(c)	safety of (an) other person(s) and the community. I further find that the defendant has not rebutted this presumption.				
Gor which a maximum term of imprisonment of ten years or more is prescribed in   under 18 U.S.C. § 924(c).					
Calcability   The defendant has not rebutted the presumption established by finding I that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.    Alternative Findings (B)	☐ fo	r which a maximum term of imprisonmen	idant has committed an offense t of ten years or more is prescribed	in	
Part II—Written Statement of Reasons for Detention   I find that the credible testimony and information submitted at the hearing establishes by clear and convincing evidence a preponderance of the evidence that   Det.   Part III—Directions Regarding Detention	(2) The de	fendant has not rebutted the presumption of	established by finding 1 that no cont the safety of the community.	dition or combination of conditions will reasonably assure	
Part II—Written Statement of Reasons for Detention  I find that the credible testimony and information submitted at the hearing establishes by clear and convincing evidence a preponderance of the evidence that  Det. has absended when an immigration remarks and a preponderance of the evidence that  Part III—Directions Regarding Detention  The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall defever the defendant to the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall defever the defendant to the United States or on request of an appearance in connection with a court proceeding.  December 19, 2006  Date  David L. Piester, U.S. Magistrate Judge	Alternative Findings (B)				
I find that the credible testimony and information submitted at the hearing establishes by clear and convincing evidence a preponderance of the evidence that    Def.   has   Def.   Scanded   When   ar   Immigration   remains   Arden	(1) There (2) There	is a serious risk that the defendant will no is a serious risk that the defendant will en	t appear. danger the safety of another person	or the community.	
I find that the credible testimony and information submitted at the hearing establishes by clear and convincing evidence a preponderance of the evidence that    Def.   has   Def.   solution   Def.   Date   Def.					
I find that the credible testimony and information submitted at the hearing establishes by clear and convincing evidence a preponderance of the evidence that    Def.   has   Def.   solution   Def.   Date   Def.					
I find that the credible testimony and information submitted at the hearing establishes by clear and convincing evidence a preponderance of the evidence that    Def.   has   Def.   Scanded   When   ar   Immugration   remains   Ardenderson   Ardenderson					
The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall definer the defendant to the United States marshal for the purpose of an appearance in connection with a court proceeding.  December 19, 2006  Date  David L. Piester, U.S. Magistrate Judge	derance of the e	the credible testimony and information sub vidence that 24. has absconde	emitted at the hearing establishes by	clear and convincing evidence a prepon-	
The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall definer the defendant to the United States marshal for the purpose of an appearance in connection with a court proceeding.  December 19, 2006  Date  David L. Piester, U.S. Magistrate Judge				· · · · · · · · · · · · · · · · · · ·	
The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall definer the defendant to the United States marshal for the purpose of an appearance in connection with a court proceeding.  December 19, 2006  Date  David L. Piester, U.S. Magistrate Judge					
The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall definer the defendant to the United States marshal for the purpose of an appearance in connection with a court proceeding.  December 19, 2006  Date  David L. Piester, U.S. Magistrate Judge		D4 IV	I Discotions D. H. D.		
Date Signature of Judicial Officer  David L. Piester, U.S. Magistrate Judge	reasonable oppo Government, the in connection wi	ant is committed to the custody of the Attornacticable, from persons awaiting or serving tunity for private consultation with defers person in charge of the corrections facilities a court proceeding.	ney General or his designated repres- ng sentences or being held in custo nse counsel. On order of a court of	entative for confinement in a corrections facility separate, ody pending appeal. The defendant shall be afforded a of the United States or on request of an attorney for the	
David L. Piester, U.S. Magistrate Judge	Dec		/ Mires Ciana	ure of Indicial Officer	
INDITED OF A STATE OF THE PARTY			David L. Pie	ster, U.S. Magistrate Judge	

<sup>\*</sup>Insert as applicable: (a) Controlled Substances Act (21 U.S.C. § 801 et seq.); (b) Controlled Substances Import and Export Act (21 U.S.C. § 951 et seq.); or (c) Section 1 of Act of Sept. 15, 1980 (21 U.S.C. § 955a).